

JOHN MARKS

MAY 25, 1842.

Read, and laid upon the table.

Mr. HALL, from the Committee on Revolutionary Claims, submitted the following

REPORT:

*The Committee on Revolutionary Claims, to which was referred the petition of the representatives of John Marks, submit the following report:*

The representatives of John Marks claim commutation pay for his service as captain in the Virginia continental line to the close of the war.

The evidence filed by the petitioners is a certificate of the auditor of Virginia, from which it appears that, on the 9th of April, 1783, John Marks settled his account with that State, under the act of Nov. 1781, and received pay as Captain for a service ending Feb. 15, 1781. There is also an affidavit of Robert Porterfield, who was an officer of the Virginia continental line, taken in 1834, in which he says: "John Marks was an officer in that line, and he is confident he served through the war." The witness is mistaken in regard to the length of service of Capt. Marks.

It appears, from rolls of the Virginia line in possession of the committee, that John Marks was appointed lieutenant in the second Virginia regiment October 21, 1775; commissioned by Congress January 30, 1776; promoted to the rank of captain March 15, 1777; and that he resigned February 15, 1781, the day to which he was paid by Virginia. His name appears as an officer of the second regiment on all the rolls and arrangements of the regiment up to that of February, 1781, from which arrangement it appears that John B. Johnson was appointed captain, February 15, 1781, to fill the vacancy of "Marks, resigned." His name is not found on the rolls afterwards.

September 3, 1782, he received the land bounty of Virginia for three years' service, to which he was entitled, having served that period.

The committee recommend that the claim be rejected.

